

**FILED**

June 15, 2023

United States Court of Appeals  
for the Fifth Circuit

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY: klw  
DEPUTY

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No. 23-50078

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United States Court of Appeals  
Fifth Circuit

**FILED**

May 23, 2023

Lyle W. Cayce  
Clerk

DAVID EDWARD O'CONNOR,

*Plaintiff—Appellant,*

*versus*

STATE OF TEXAS; JAN SOIFER; KARIN CRUMP; THOMPSON  
SALINAS AND LONDERGAN; DALRYMPLE SHELLHORSE ELLIS  
AND DIAMOND; ALYSSA SHERRY; TRISH HO,

*Defendants—Appellees.*

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. 1:22-CV-1047 LY

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**UNPUBLISHED ORDER**

Before ELROD, GRAVES, and Ho, *Circuit Judges.*

PER CURIAM:

IT IS ORDERED that the opposed motion of State of Texas, Thompson, Salinas and Lonergan, Dalrymple Shellhorse Ellis and Diamond, Alissa Sherry, and Trish Ho to dismiss the appeal as frivolous is GRANTED.

***United States Court of Appeals***  
FIFTH CIRCUIT  
OFFICE OF THE CLERK

**LYLE W. CAYCE  
CLERK**

**TEL. 504-310-7700  
600 S. MAESTRI PLACE,  
Suite 115  
NEW ORLEANS, LA 70130**

June 15, 2023

Mr. Philip Devlin  
Western District of Texas, Austin  
United States District Court  
501 W. 5th Street  
Austin, TX 78701-0000

No. 23-50078 O'Connor v. State of Texas  
USDC No. 1:22-CV-1047

Dear Mr. Devlin,

Enclosed is a copy of the judgment issued as the mandate.

Sincerely,

LYLE W. CAYCE, Clerk

*Melissa Courseault*

By: \_\_\_\_\_  
Melissa B. Courseault, Deputy Clerk  
504-310-7701

cc:

Ms. Leslie A. Benitez  
Mr. Scot Macdonald Graydon  
Mr. Michael Brian Johnson  
Mr. Eric Richard Little  
Mr. Anthony J. Nelson  
Mr. David Edward O'Connor  
Mr. Mike F. Pipkin  
Mr. Patrick Todd Pope